

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

ANDREA L. NGO

Cases No. C-1-00-961

Plaintiff,

Judge Watson

v.

CITY OF CINCINNATI, et al.,

JOINT STATUS REPORT

Defendants.

In response to the Court's Order of October 14, 2004, (Doc No. 32), the parties, through counsel, respectfully submit this Joint Status Report.

1. Nature of the Case and Brief Description of Claims Asserted.

Plaintiff's claims are brought under Title VII alleging she was the victim of various age, sex, and nationality-based discrimination while employed for the Metropolitan Sewer District (MSD). Plaintiff has brought her claims against various Defendants including the City of Cincinnati, The Board of County Commissioners, The Individual superintendent of the Industrial Waste Division of MSD and unnamed John & Jane Does.

2. Efforts to Settle, Pre-and Post-Filing of Complaint.

The parties have not engaged in fruitful discussions to settle these claims to date.

3. Scheduled Dates.

There are no presently schedule dates in this matter. This case had been scheduled for a Pre-Trial Conference on November 3, 2004 and a trial date of December 14, 2004 before this case was transferred.

4. **Any Other Case-Related Issues Deemed Relevant By Counsel, Jointly.**

Defendants filed a Motion to Dismiss in response to Plaintiff's First Amended Complaint on March 10, 2004. After the Court granted leave for Plaintiff to file a Second Amended Complaint, filed on March 26, 2004, the Defendants submitted a supplemental memorandum supporting their Motion to Dismiss on April 5, 2004. Among the multiple defenses raised in support of Dismissal is the defense of Qualified Immunity. The Plaintiff submitted her response on September 13, 2004 and the Defendants filed their Reply Memorandum on September 22, 2004. This Motion to Dismiss is presently pending before this Court.

/s/ David E. Hardin

David E. Hardin (0066415)
Trial Attorney for Plaintiff
Hardin, Lefton, Lazarus & Marks
915 Cincinnati Club Place
30 Garfield Place
Cincinnati, Ohio 45202

/s/ Augustine Giglio

Augustine Giglio (0031911)
Trial Attorney for Defendants
Assistant City Solicitor
Room 214, City Hall
801 Plum Street
Cincinnati, Ohio 45202